

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO. 262 OF 2006
IN
WRIT PETITION NO. 3466 OF 2004

Jay Krishna Industries Ltd. ... Petitioners

Versus

The State of Maharashtra and Ors. Respondents

And

Popcorn Properties Pvt. Ltd...Applicants/Intervenors

Mr.Rohit Shetty for Petitioner.

Mr. K.R. Belosey, A.G.P. for R. Nos. 1 and 2.

Mr. Parimal K. Shroff with Mr. Subodh Joshi, Ms. Radhika & Ms. Prachi Khandge i/by P.K. Shroff and Co. for Applicant in Chamber Summons.

**CORAM: F.I. REBELLO &
ANOOP V. MOHTA, JJ.**
DATED: SEPTEMBER 12, 2006

P.C.:

. The Petition was dismissed earlier on 23.12.2004. The applicant herein thereafter moved this court pursuant to which an order was recalled by order of this court dated 17.10.2005. This applicant now seeks to be added as party on the ground that they are interested in the said petition and that their presence is required for disposing of the controversy arisen herein.

. Heard the learned counsel for the parties.

. On behalf of the learned counsel for the

Petitioner, the learned counsel opposes the Chamber Summons. In our opinion, their presence is required for effectively deciding the controversy as they are the highest bidders and the tender was awarded in their favour. In the light of that, chamber summons made absolute in terms of Prayer Clause (a). The Petitioners to add respondents as party within two weeks from today. Chambers summons disposed of accordingly.

(ANOOOP V. MOHTA, J.)

(F.I.REBELLO, J.)